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Attorney for Defendant

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DARRYL JULIUS POLO,

Defendant.

Case No: 2:22-cr-30-RFB-DJA

STIPULATION AND ORDER
TO DELAY SURRENDER AND REPORT
DATE (Fifth Request)

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through NICOLE M. ARGENTIERI, Principal Deputy Assistant Attorney General and Head of the Criminal Division, MATTHEW A. LAMBERTI, Senior Counsel, JASON M. FRIERSON, United States Attorney, JESSICA OLIVA, Assistant United States Attorney, and DARRYL POLO, by and through his attorney, RICHARD E. TANASI, ESQ., that the date by which Mr. Polo must surrender to outstanding warrants after the conclusion of the trial in this matter and report to his term of imprisonment in the instant case, now scheduled for seven (7) days after trial ends (ECF No. 27), be vacated and continued to a date sixty (60) days from the date of the last sentencing in this case, currently set for February 4, 2025 (ECF No. 638).

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1 This Stipulation is entered into for the following reasons:

2 1. Mr. Polo has been under conditions of release since September 29, 2019. Eastern
3 District of Virginia (“EDVA”) ECF (19-cr-253-MSN). No. 59. On May 7, 2021, he was
4 sentenced to 57 months in prison on four counts related to criminal copyright infringement and
5 one count of money laundering. EDVA ECF 498 and 500.
6

7 2. On May 24, 2021, after a consent motion filed by Mr. Polo, Judge Ellis in EDVA
8 ordered Mr. Polo to surrender to any outstanding warrants no later than September 7, 2021 and
9 self-report to his term of imprisonment after September 7, 2021. EDVA No. 515.
10

11 2. On August 23, 2021, after a consent motion filed by Mr. Polo, Judge Ellis in
12 EDVA ordered Mr. Polo to surrender to any outstanding warrants no later than February 1, 2022
13 and self-report to his term of imprisonment after February 1, 2022. EDVA No. 666.
14

15 3. On January 5, 2022, after a consent motion filed by Mr. Polo, Judge Nachmanoff
16 in EDVA ordered Mr. Polo to surrender to any outstanding warrants no later than July 18, 2022
17 and self-report to his term of imprisonment after July 18, 2022. EDVA No. 740.
18

19 4. On March 31, 2022, after a consent motion filed by Mr. Polo, Judge Gordon
20 ordered Mr. Polo to surrender to any outstanding warrants no later than seven (7) days following
21 the conclusion of the trial in this matter, and to self-report to his term of imprisonment after the
22 date that he surrenders to any warrants. ECF No. 27.
23

24 5. The additional time requested herein is sought to allow Mr. Polo time to
25 comply with the terms of his guilty plea agreement, and to allow the government time to evaluate
26 whether it intends to file a Motion for a Reduced Sentence under F.R.Crim.P 35(b)(2). The
27 additional time is not sought for purposes of delay.
28

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1 **WHEREFORE**, the parties respectfully request that this Honorable Court accept the
2 Stipulation and enter an Order as set forth below, continuing Mr. Polo's surrender and report date
3 in the above-captioned matter to a date sixty (60) days from the date of the last sentencing in this
4 case, currently set for February 4, 2025. ECF No. 638.

5 DATED this 18th day of November, 2024.

6
7
8 /s/ Matthew A. Lamberti

9 NICOLE M. ARGENTIERI

10 Principal Deputy Assistant Attorney General and Head of the Criminal Division

11 MATTHEW A. LAMBERTI

12 Senior Counsel

13 MICHAEL CHRISTIN

14 Trial Attorney

15 Computer Crime and Intellectual Property Section

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22 /s/ Jessica Oliva

23 JASON M. FRIERSON

24 United States Attorney

25 Jessica Oliva

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 Attorneys for the United States

/s/ Richard Tanasi

 RICHARD E. TANASI, ESQ.

 Attorney for the Defendant

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,
vs.
DARRYL JULIUS POLO,
Defendant.

Case No: 2:22-cr-30-RFB-DJA

**ORDER TO DELAY SURRENDER AND
REPORT DATE
(Fifth Request)**

This matter coming before the Court on a Stipulation to Delay Surrender And Report Date, the Court having considered the matter, and good cause showing, the Court accepts the Stipulation.

WHEREFORE, IT IS ORDERED THAT the defendant shall surrender to any outstanding warrants no later than April 7, 2025, and shall self-report to his term of imprisonment after the date that he surrenders to any warrants.

IT IS FURTHER ORDERED THAT all conditions of release set forth in the September 25, 2019 Order remain in effect. [See, United States District Court for the Eastern District of Virginia, 1:19-cr-00253-MSN, ECF 59.]



HON. RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

DATED: 11/19/2024

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CERTIFICATE OF ELECTRONIC SERVICE

I HEREBY CERTIFY that I am an employee of Tanasi Law Offices, that on the 18th day of November 2024, the undersigned served a true and correct copy the foregoing **STIPULATION AND ORDER** by U.S. District Court CM/EMF Electronic Filing to all parties in this case.

/s/ Richard Tanasi

An employee of TANASI LAW OFFICES

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